

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**HOUSE STATE ADMINISTRATION COMMITTEE**

**Date:** Tuesday, January 27, 2009

**Time:** 8:00 am

**Place:** Capitol

**Room:** 455

**BILLS and RESOLUTIONS HEARD:**

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

HB 305

\_\_\_\_\_  
\_\_\_\_\_

**EXECUTIVE ACTION TAKEN:**

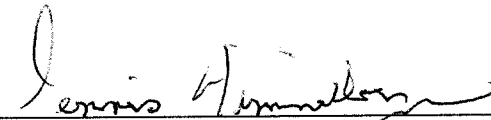
Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

HB 99-Tabled

HB 88-Tie 9-9

\_\_\_\_\_  
\_\_\_\_\_

**COMMENTS:**



REP. Dennis Himmelberger, Chairman

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**State Administration COMMITTEE**

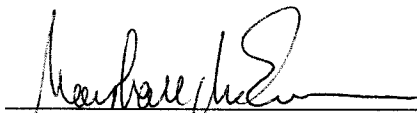
DATE: Jan. 27, 2009

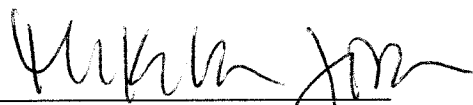
<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
Representative O'Hara	✓	
Representative Dickenson		✓ ex
Representative Bean	✓	
Representative Belcourt	✓	
Representative Boniek	✓	
Representative Boss Ribs	✓	
Representative Brown	✓	
Representative Caferro		✓
Representative Hands		✓
Representative Hendrick	✓	
Representative Ingraham	✓	
Representative MacLaren	✓	
Representative Malek	✓	
Representative Phillips		✓
Representative Van Dyk		✓
Representative Washburn	✓	
Representative Wilmer	✓	
Chairman Himmelberger	✓	

## COMMITTEE FILE COPY

### TABLED BILL

The HOUSE STATE ADMINISTRATION COMMITTEE TABLED HB 99, by motion, on Tuesday, January 27, 2009.

  
(For the Committee)

  
(Chief Clerk of the House)  
\_\_\_\_\_, 1/27  
(Time) (Date)

January 27, 2009

Marshall C. McEwen, Secretary

Phone: 4607

---

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**State Administration COMMITTEE**

DATE 1/27/09 BILL NO. HB 99 MOTION NO. \_\_\_\_\_  
 MOTION: Do Pass

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Representative Jesse O'Hara	✓		
Representative Sue Dickenson		✓	
Representative Russell Bean	✓		
Representative Tony Belcourt		✓	
Representative Joel Boniek	✓		
Representative Dee Brown	✓		
Representative Mary Caferro		✓	
Representative Frosty Calf Boss Ribs		✓	
Representative Betsy Hands		✓	
Representative Gordon Hendrick	✓		
Representative Pat Ingraham	✓		
Representative Gary MacLaren	✓		
Representative Sue Malek		✓	
Representative Mike Phillips	<del>✗</del>	✓	✓
Representative Kendall Van Dyk		✓	
Representative Ted Washburn	✓		
Representative Franke Wilmer		✓	✓
Chairman Dennis Himmelberger	✓		

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**State Administration COMMITTEE**

DATE 1/27/09 BILL NO. HB 88 MOTION NO. \_\_\_\_\_  
 MOTION: Do Pass

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Representative Jesse O'Hara	✓		
Representative Sue Dickenson		✓	
Representative Russell Bean	✓		
Representative Tony Belcourt		✓	
Representative Joel Boniek	✓		
Representative Dee Brown	✓		✓
Representative Mary Caferro		✓	
Representative Frosty Calf Boss Ribs		✓	
Representative Betsy Hands		✓	
Representative Gordon Hendrick	✓		
Representative Pat Ingraham	✓		
Representative Gary MacLaren	✓		
Representative Sue Malek		✓	
Representative Mike Phillips		✓	✓
Representative Kendall Van Dyk		✓	
Representative Ted Washburn	✓		
Representative Franke Wilmer		✓	✓
Chairman Dennis Himmelberger	✓		

**AUTHORIZED  
COMMITTEE PROXY**

I request to be excused from the State AL.

Committee because of other commitments. I desire to leave my proxy vote with:

Jesse O'Hara

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

H.O. 88	X	

BILL/AMENDMENT

AYE NO


Rep. Jesse Brown  
(Signature)

Date 1-27-09

# AUTHORIZED COMMITTEE PROXY

I request to be excused from the STATE ADMINISTRATION

Committee because of other commitments. I desire to leave my proxy vote with:

Joe Dickerson

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 99		X
Table HB 99	X	
HB 88		X

BILL/AMENDMENT	AYE	NO

Rep. Phil Phillips  
(Signature)

Date 1/27/09

# AUTHORIZED COMMITTEE PROXY

I request to be excused from the State Admin & Vet's Affairs

Committee because of other commitments. I desire to leave my proxy vote with:

Sue Dickerson

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 99		X
Table HB 99	X	
HB 88		X

BILL/AMENDMENT	AYE	NO

Rep. Frankie McKinn  
(Signature)

Date 1/27/09



# Montana House of Representatives Visitors Register

State Administration Committee      Date 1/27/09

Bill No. #B305      Sponsor(s) Rep. F. Boss Ribs

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

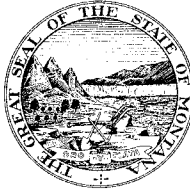
Name and Address	Representing	Support	Oppose	Inf.
Danell Red	SAH	X		
Bruce Messenger	Helena Schools	X		
Bryan Anderson	Browning Public	X		
Robert Riden	Arth Dr	X		
Mary Johnson	Browning Pub Sch	X		
Tom Ruppberg	NSA-WFT	X		
Pat Wood	MTSPH	X		
Tom Hendrick	MT Tobacco Assoc	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

AD

OFFICE OF THE GOVERNOR  
BUDGET AND PROGRAM PLANNING  
STATE OF MONTANA

BRIAN SCHWEITZER  
GOVERNOR



CAPITOL BUILDING - P.O. Box 200802  
HELENA, MONTANA 59620-0802

M E M O R A N D U M

To: Representative Boss Ribs  
Representative Himmelberger, Chair  
Members of the State Administration Committee

From: David Ewer, Budget Director

Re: Opposition to HB 305, Revise school retirement funding

Date: January 27, 2009

Dear Representative Boss Ribs and members of the committee: Given budget constraints, I respectfully go on record as opposing HB 305 for fiscal reasons. My opposition is not based on any intrinsic merits of HB 305.

The Executive Budget currently has a structural surplus, however, unlike the 2007 Session, which had over \$80 million in projected revenues over the Administration's ongoing general fund expenditure proposals, the current budget is very tight. While the Administration insisted on a spending cap to preserve the structural surplus of \$80 million, the modification or rejections of some Administration proposals created substantial fiscal 'space' for other legislative priorities.

The Schweitzer Administration fully understands and respects the legislative process and a legislator's prerogative to achieve any legislation he or she so desires. Given that it is very early in the 2009 session and this bill's hearing date, it is certain that the legislature will take later action that will either free up or additionally constrain budget capacity. But again, the importance of maintaining a basic level of public safety, health, and education service levels require this opposition.

This letter is intended to benefit, not impede communications. I am eager for any feed back as to how we can maximize effective communications.

OFFICE OF THE GOVERNOR  
BUDGET AND PROGRAM PLANNING  
STATE OF MONTANA

BRIAN SCHWEITZER  
GOVERNOR



CAPITOL BUILDING - P.O. Box 200802  
HELENA, MONTANA 59620-0802

MEMORANDUM

To: Representative Boss Ribs  
Representative Himmelberger, Chair  
Members of the State Administration Committee

From: David Ewer, Budget Director

Re: Opposition to HB 305, Revise school retirement funding

Date: January 27, 2009

Dear Representative Boss Ribs and members of the committee: Given budget constraints, I respectfully go on record as opposing HB 305 for fiscal reasons. My opposition is not based on any intrinsic merits of HB 305.

The Executive Budget currently has a structural surplus, however, unlike the 2007 Session, which had over \$80 million in projected revenues over the Administration's ongoing general fund expenditure proposals, the current budget is very tight. While the Administration insisted on a spending cap to preserve the structural surplus of \$80 million, the modification or rejections of some Administration proposals created substantial fiscal 'space' for other legislative priorities.

The Schweitzer Administration fully understands and respects the legislative process and a legislator's prerogative to achieve any legislation he or she so desires. Given that it is very early in the 2009 session and this bill's hearing date, it is certain that the legislature will take later action that will either free up or additionally constrain budget capacity. But again, the importance of maintaining a basic level of public safety, health, and education service levels require this opposition.

This letter is intended to benefit, not impede communications. I am eager for any feed back as to how we can maximize effective communications.

OFFICE OF THE GOVERNOR  
BUDGET AND PROGRAM PLANNING  
STATE OF MONTANA

BRIAN SCHWEITZER  
GOVERNOR



CAPITOL BUILDING - P.O. BOX 200802  
HELENA, MONTANA 59620-0802

MEMORANDUM

To: Representative Boss Ribs  
Representative Himmelberger, Chair  
Members of the State Administration Committee

From: David Ewer, Budget Director

Re: Opposition to HB 305, Revise school retirement funding

Date: January 27, 2009

Dear Representative Boss Ribs and members of the committee: Given budget constraints, I respectfully go on record as opposing HB 305 for fiscal reasons. My opposition is not based on any intrinsic merits of HB 305.

The Executive Budget currently has a structural surplus, however, unlike the 2007 Session, which had over \$80 million in projected revenues over the Administration's ongoing general fund expenditure proposals, the current budget is very tight. While the Administration insisted on a spending cap to preserve the structural surplus of \$80 million, the modification or rejections of some Administration proposals created substantial fiscal 'space' for other legislative priorities.

The Schweitzer Administration fully understands and respects the legislative process and a legislator's prerogative to achieve any legislation he or she so desires. Given that it is very early in the 2009 session and this bill's hearing date, it is certain that the legislature will take later action that will either free up or additionally constrain budget capacity. But again, the importance of maintaining a basic level of public safety, health, and education service levels require this opposition.

This letter is intended to benefit, not impede communications. I am eager for any feed back as to how we can maximize effective communications.